

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Minor Irrigation – Mahabubnagar District – W.P.No.16233/2005 filed by ryots of Pedda Cheru – Kondair (V), Itikyal (M) – Reducing FTL of Pedda Cheru, Kondair Village – Permission accorded – orders - issued.

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IRRIGATION & CAD (MI.II) DEPARMENT

G.O.Ms.No. 122

Date: 5.8.2011

Read the following:-

From the CE, MI Letter No.CE/MI.HYD/DCE-II/OT1/SO1/W.P.No.16233/2005/P.C.Kondair(V)/Itikyal(M)/MBNR Dist/2011, dated 13.05.2011.

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ORDER:

In the letter read above, the Chief Engineer, Minor Irrigation has stated that the Pedda Cheruvu, Kondair (V), Itikyal (M) of Mahabubnagar District is a Minor Irrigation Tank having settled ayacut of 271.05 acres. The total extent of submerged bed lands is 264 acres, out of which 222 acres are Sikham Patta Lands and 42 acres Government Sikham Lands. The sub-mergence of Shikam lands has become perennial because of the regenerated water received by the tank through PJP Right flank canal and distributaries No.31 to 34 since 1998. In the same year (1998), the ryots of Pedda Cheruvu, Kondair (V), Itikyal (M) of Mahabubnagar District have represented that their lands in an extent of about 222 acres are under submergence due to recycled water of distributaries No.31, 32, 33 and 34 of Jurala Project Right Canal.

2. The owners of the submerged lands filed a writ petition i.e W.P.No.16233/2005, dated 02.08.2005 in the Hon'ble High Court of A.P for payment of land compensation for the continuous submergence of their Patta lands (or) to reduce the height of the weir as suggested by the District Collector, Mahabubngar. The Hon'ble High Court has passed final orders on 25.06.2008, directing the respondents to take immediate steps (i) Either to reduce the weir of Pedda Cheruvu, Kondair (V) and to retrieve the submerged patta lands or (ii) to initiate steps for acquiring the lands under the provisions of the Land Acquisition Act, 1894 and to pay the compensation to the owners of the patta lands which are submerged. Government have accorded permission to reduce the FTL of the tank of Pedda Cheru, Kondair Village, Itikyal Mandal vide Memo. No. 31738/MI II.1/2005-5, dated 15.2.2010. Accordingly the CE,MI has prepared the estimate for Rs.20.30 lakhs for the work "Excavation of surplus channel of Pedda Cheruvu, Kondair Village, Itikyal Mandal and submitted to the Government. Government vide G.O.Rt.No.1175, dated 29.09.2010 have accorded administrative approval for Rs.20.30 lakhs for the above work.

3. Further he has stated that Government has instructed a team of officers to visit the site and submit report in this regard. Accordingly, a team of officers visited the site, inspected the subject work and submitted the inspection report.

“Inspected the Pedda cheruvu, Kojindair Village, Itikyal Mandal by the above officers on 24-07-2010. The above tank is having a settled ayacut of 271.00 acres. The regenerated water of distributory canals 31 to 34 of Priyadarshini Jurala Project feed into this tank. As such this tank is always full of water. The Patta lands of farmers have been submerged to an extent of 211.25 acres in addition to 42.00 acres Government Sikham land. The CE, MI. addressed to the Govt., his letter No.CE/MI/Hyd/DCE-II/OT1/SO1/W.P.No.16233/2005 P.C Kondair (V)/Itikyal(M)/MBNR Dist/2009, dated 26.10.2009 for taking a policy decision regarding reduction of FTL by 2.45 m i.e from +289.925 to +287.475 in for emergence of submerged Patta Lands as per Hon'ble High Court directions dated 25.06.2008.”

4. During the inspection of the tank on 24-07.2010, the team of officers has detailed discussions with ayautdars, WUA, Sarpanch and other prominent village elders. And also alternative proposals were discussed with the above people and made recommendations. The alternative proposals are as follows:

#### **Proposal I:**

In the event of the existing FTL +289.925 is reduced by 2.45m , a channel needs to be excavated and the approximate cost worked out to 23.00 lakhs and still an extent of 60 acres of Patta Lands excluding 42.00 acres of Government Sikham Land would be remaining under submergence. The approximate land cost is Rs.2.00 lakhs per acre. The cost of compensation towards submerged land would be  $60 \times 2 = 120$  lakhs. The total cost of this proposal comes to Rs.143.00 lakhs.

#### **Proposal II:**

In the event of reduction of FTL by another 0.60 m in addition to 2.45 m i.e from 289.925 to + 286.475 mts, only Sikham lands are likely to be submerged. Since there is continuous regenerated water from PJP right canals of D31 to D34, the registered ayacut of this tank would have sufficient water for irrigation. The estimated cost towards excavation of the channel making it wider and deeper is coming to Rs.35.00 lakhs . The cost towards land compensation can be avoided.

As ascertained from the officials of Priyadarshini Jural Peroject, already 3/4<sup>th</sup> ayacut under this tank is covered in the command of the PJP and also the balance 1/4<sup>th</sup> the ayacut is to be contemplated for inclusion in the command of the PJP.

Detailed interaction meeting was held in the Grampanchat hall of Kondair Village, Itikyal Mandal in the presence of Sarpanch and Village elders. The ayacutdars have accepted to the above proposals but requested to implement it

as early as possible since continuous water logging problem is there in command ayacut resulting in abnormal growth of Jammu and other weeds leading to non cultivation of even command area under the tank irrigation system.

5. In view of the above, the Chief Engineer, Minor Irrigation has requested the Government to issue further orders in the matter stating that the team of officers who visited the site and inspected the subject work are of the opinion that the proposal II is most economical keeping in view even if worst situation arises in the receipt of regenerated water from PJP, a bund may be formed in the to be excavated channel of 10 m wide and the cost would be marginal.

6. In the circumstances reported by the Chief Engineer, Minor Irrigation, Hyderabad as above, after careful examination of the matter, Government hereby accord permission to reduce the FTL by another 0.60 m in addition to 2.45 m, i.e from 289.925 m to +286.475 m so that only Sikham lands are likely to be submerged and, since there is continuous regenerated water from PJP right canals of D 31 to D 34, the registered ayacut of this tank would have sufficient water for irrigation.

7. The Chief Engineer, Minor Irrigation, Hyderabad is directed to send proposals for sanction of funds towards excavation of the channel, so that the cost towards land compensation can be avoided.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.Prasanta Mahapatra  
Principal Secretary to Government

To  
The Chief Engineer, Minor Irrigation, Hyderabad.

// FORWARDED: BY ORDER//

SECTION OFFICER